

DT09 Rec'd PCT/PTO 10 MAR 2005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln. No: To Be Assigned  
Applicants: Shinji UCHIDA  
Filed: Herewith  
Title: BIOLOGICAL INFORMATION MEASURING APPARATUS,  
REFERENCE ELEMENT AND METHOD OF USING THE  
BIOLOGICAL INFORMATION MEASURING APPARATUS  
TC/A.U.: To Be Assigned  
Examiner: To Be Assigned  
Confirmation No.: To Be Assigned  
Docket No.: MTS-3543US

**INFORMATION DISCLOSURE STATEMENT*****Mail Stop PCT***

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

S I R :

Pursuant to 37 C.F.R. §§ 1.97 and 1.98 and to the duty of disclosure set forth in 37 C.F.R. § 1.56, the Examiner in charge of the above-identified application is requested to consider and make of record the references listed on the PTO 1449 (R&P) submitted herewith. A copy of each of the listed references is also enclosed.

Although the information submitted herewith may be "material" to the Examiner's consideration of the subject application, this submission is not intended to constitute an admission that such information is "prior art" as to the claimed invention.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.

The PTO did not receive the following listed item(s): APL CPT/ISA/210

The following references are not in the English language:

- 1) WO 01/58355
- 2) JP 11-155844
- 3) JP 2003-215122
- 4) JP 04-261646
- 5) JP 2002-543907
- 6) JP 2648377
- 7) JP 2000-155091

References 1) to 4) and 7) include an English language abstract.

References 5) and 6) have a counterpart English language patent or application attached.

References 1) to 5) were cited in a search report by a foreign Patent Office in a patent application corresponding to the above-identified patent application. A copy of the Search Report, indicating the degree of relevance determined by the foreign patent office, is submitted herewith. Also enclosed is an English translation of Form PCT/ISA/210 to explain the special category definitions of the Japanese language search report. MPEP 609 IIIA(3), second paragraph.

Further, Reference 6) is not in the English language, but a "concise explanation" under 37 CFR § 1.98(a)(3) is set forth in the background portion of the specification on page 1, line 20.

This Information Disclosure Statement is being filed concurrently with  
the above-referenced application.

Respectfully submitted,

*Daniel N. Calder*

Daniel N. Calder, Reg. 27,424  
Attorney for Applicant

DNC/fp

Enclosures: PTO Form 1449 (2 sheets)  
Copies of (7) References  
Japanese Search Report  
English translation of Form PCT/ISA/210

Dated: March 10, 2005

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The Commissioner for Patents is hereby  
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*Kathleen Libby*  
KATHLEEN LIBBY

Substitute for Form 1449/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

SHEET 1 of 2

Complete if Known

Application Number

To Be Assigned

10/527353

Filing Date

Herewith

First Named Inventor

Shinji UCHIDA

Art Unit

To Be Assigned

Examiner Name

To Be Assigned

Attorney Docket No.

MTS-3543US

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date (MM-DD-YYYY)	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date (MM-DD- YYYY)	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				
		WO 01/58355 A1 (with English abstract)	08/16/01	MATSUSHITA ELEC IND CO LTD		<input type="checkbox"/>
		JP 11-155844 A (with English abstract)	06/15/99	HORIBA LTD/MATSUSHITA ELEC IND CO LTD		<input type="checkbox"/>
		JP 2003-215122 A (with English abstract)	07/30/03	TOSHIBA CORP		<input type="checkbox"/>
		JP 04-261646 A (with English abstract)	09/17/92	NIPPON KODEN CORP		<input type="checkbox"/>
		JP 2002-543907 A (with counterpart WO 00/69332)	12/24/02	SCIMED LIFE SYSTEMS, INC.		<input type="checkbox"/>
		WO 00/69332 (with counterpart JP 2002- 543907 A)	11/23/00	SCIMED LIFE SYSTEMS, INC.		<input type="checkbox"/>
		JP 2648337 (with counterpart WO 89/08428)	05/09/97	FUTREX INC.		<input type="checkbox"/>
		WO 89/08428 (with counterpart JP 2648337)	09/21/89	FUTREX INC.		<input type="checkbox"/>
		JP 2000-155091 (with English abstract)	06/06/00	OMRON CORP		<input type="checkbox"/>
						<input type="checkbox"/>
						<input type="checkbox"/>

Examiner  
Signature

/Sanjay Cattungal/

Date  
Considered

03/03/2008

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

<sup>1</sup>Applicant's unique citation designation number (optional).

<sup>2</sup>See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04.

<sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard St.3).

<sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

<sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible.

<sup>6</sup>Applicant is to place a check mark here if English language translation is attached.

The collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /S.C./

